

DOCKET NO: 261189US8PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
KIYOAKI TAKIGUCHI : EXAMINER: PARK, E.  
SERIAL NO: 10/512,087 :  
FILED: APRIL 7, 2005 : GROUP ART UNIT: 2624  
FOR: METHOD OF DETECTING :  
BIOLOGICAL PATTERN, BIOLOGICAL :  
PATTERN DETECTOR, METHOD OF :  
BIOLOGICAL CERTIFICATE AND :  
BIOLOGICAL CERTIFICATE :  
APPARATUS

STATEMENT OF THE SUBSTANCE OF THE INTERVIEW

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

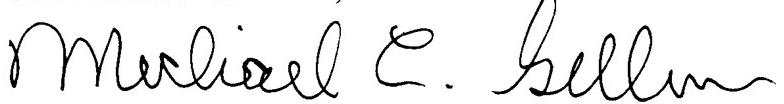
REMARKS/ARGUMENTS

Applicant hereby expresses appreciation for the grant of a personal interview on December 8, 2010. During the interview, arguments were presented that the then cited references, Miura, Marchitto, and Lafreniere neither describe nor render obvious the claimed subject matter. Those arguments are consistent with the arguments previously presented with regard to Miura and Marchitto. In addition, the issue of whether the Office Action was properly made Final was discussed. Although an argument can be made that the amendment to Claim 59 including recitation of near-infrared light “reflected” or scattered in a shallow portion of the part of the body raises a new issue, it is submitted that the additional language does not materially change the scope of the claims. Furthermore, neither the previously cited

Lafreniere nor the newly cited Clynne describes such a feature. Therefore, the citation of either of these references would not have been necessitated by the amendment to the claims.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
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